

OCT 17 2005

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Tracy Wallace  
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Attorney Docket No.9310-13DVCTDV

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Middeldorp et al.  
Serial No.: 10/036,729  
Filed: December 21, 2001  
For:  
Submittal of:

Cover page (1 page)  
Applicant Initiated Interview Request Form (2 pages)

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OCT 17 2005

Attorney Docket No. 9310.13DVCTDV

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Middeldorp et al.

Application Serial No.: 10/036,729

Filed: December 21, 2001

For:

Date: October 17, 2005

VIA FACSIMILE TRANSMISSION TO 571-273-8300

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## APPLICANT INITIATED INTERVIEW REQUEST FORM

Sir:

## Tentative Participants:

- |  |                                      |
|--|--------------------------------------|
| 1. Applicants' representative, Dr. Mary Miller | 2. Examiner Young J. Kim             |
| 3. Primary Examiner Kenneth Horlick            | 4. Supervisory Examiner Gary Benzion |

Proposed Date of Interview: Preferably November 3, 4, 7, 8 or 9, 2005

Proposed Time: Any time between 10AM and 5PM EST

## Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video ConferenceExhibit to be shown or demonstrated ☐ YES ☒ NO

If yes, provide brief description: NA

## ISSUES TO BE DISCUSSED

Issues (Rej., Obj., etc.)	Claims Art Cited	Discussed	Agreed	Not Agreed
1) 112, 1 <sup>st</sup> ¶ (written description)	6-9, 25-27, 30-34	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2) 112, 1 <sup>st</sup> ¶ (enablement)	23, 28 and 29	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3) 102(b) (anticipation)	6, 9, 23			

Attorney Docket No. 9310.13DVCTDV  
In re: Middeldorp et al.  
Page 2 of 2

and 25      Ambinder et al.    [ ]      [ ]      [ ]

**Brief Description of Arguments to be Presented:**

1&2) Re written description and enablement rejections, although applicants have attempted in previous responses to define the genus of nucleic acids claimed in accordance with the guidance provided by the Examiner in previous Office Actions, the Examiner continues to interpret the claimed genus in a manner that applicants believe is inconsistent with the claim language and with applicants' arguments and explanations. Applicants would like a discussion and clarification regarding these rejections in order to properly respond.

3) Re anticipation rejection, applicants would like to discuss the distinctions between the cited reference and the claimed invention.

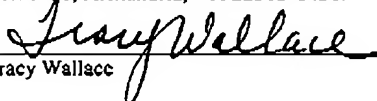
An interview was conducted on the above-identified application on \_\_\_\_\_.

  
Applicant/Applicant's Representative Signature

\_\_\_\_\_  
Examiner/SPE Signature

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Tracy Wallace